

MAR 26 PM 3:52

BellSouth Telecommunications, Inc
333 Commerce Street
Suite 2101
Nashville, TN 37201-3300

guy.hicks@bellsouth.com

T.R.A. DOCKET ROOM
March 26, 2004
Guy M. Hicks
General Counsel
615 214 6301
Fax 615 214 7406

VIA HAND DELIVERY

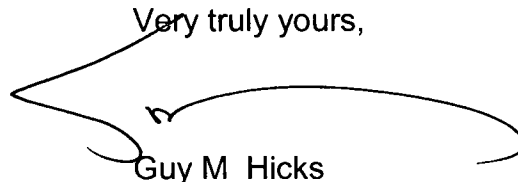
Hon. Deborah Taylor Tate, Chairman
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37238

Re: *Implementation of the Federal Communications Commission's
Triennial Review Order (Nine-month Proceeding) (Loop & Transport)*
Docket No. 03-00527

Dear Chairman Tate:

Enclosed are the original and fourteen copies of BellSouth's First Supplemental Responses to CompSouth First Set of Interrogatories. The attachment to the response to Item 3 contains proprietary information and is being submitted under separate cover subject to the terms of the Protective Order entered in this docket. Copies of the enclosed are being provided to counsel of record.

Very truly yours,



Guy M. Hicks

GMH:ch

**BEFORE THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE**

IN RE:

| | | |
|--|---|----------------------------|
| IMPLEMENTATION OF THE FEDERAL |) | |
| COMMUNICATIONS COMMISSION'S |) | DOCKET NO. 03-00527 |
| TRIENNIAL REVIEW ORDER – 9 MONTH |) | |
| PROCEEDING - LOOP & TRANSPORT |) | |

**BELLSOUTH TELECOMMUNICATIONS, INC.'S FIRST SUPPLEMENTAL
RESPONSES TO COMPETITIVE CARRIERS OF THE SOUTH, INC.
FIRST SET OF INTERROGATORIES**

BellSouth Telecommunications, Inc. ("BellSouth") respectfully submits the following First Supplemental Responses to Competitive Carriers of the South, Inc. (hereinafter "CompSouth") First Set of Interrogatories Nos. 1-6, dated January 9, 2004.

BellSouth incorporates herein by reference all of its general and specific Objections filed on January 19, 2004. Any responses provided by BellSouth in response to this discovery will be provided subject to and without waiving any of BellSouth's previously filed objections.

SUPPLEMENTAL RESPONSES

REQUEST: For each customer location in BellSouth territory identified in your submission in this docket on January 2, 2004 for which CLECs are not impaired without access to BellSouth's Unbundled High Capacity Loops, state and identify:

- a.
 - (1) whether the self-provisioning trigger has been met,
 - (2) each capacity level (i.e., DS 3, dark fiber) at which such trigger has been met,
 - (3) the carriers currently deploying loops at such capacity level and, with regard to DS 3 loops, are currently serving customers via those facilities
 - (4) whether BellSouth has identified the existence of fiber optic facilities and electronics but has not determined the relevant service or capacity provided over those facilities, and
 - (5) all documents, studies, or records showing that the self-provisioning trigger has been met.
- b.
 - (1) whether the wholesale provisioning trigger has been met,
 - (2) each capacity level (i.e., DS 1, DS 3) at which such trigger has been met,
 - (3) the carriers currently deploying loops at such capacity level, and which are offering such facility on a widely available wholesale basis, and which have access to the entire customer location,

REQUEST (Cont'd):

- (4) whether BellSouth has identified the existence of fiber optic facilities and electronics but has not determined the relevant service or capacity provided over those facilities, and
- (5) all documents, studies, or records showing that the wholesale trigger has been met.

RESPONSE: a.

- (1) The information responsive to this request is contained in Attachment No. 1-1, which is proprietary and is being provided subject to the terms of the nondisclosure agreement in this proceeding.
- (2) The information responsive to this request is contained in Attachment No. 1-1, which is proprietary and is being provided subject to the terms of the nondisclosure agreement in this proceeding.
- (3) To the extent currently available to BellSouth, the information responsive to this request is contained in Attachment No. 1-1, which is proprietary and is being provided subject to the terms of the nondisclosure agreement in this proceeding.
- (4) BellSouth continues to gather the information responsive to this request, much of which is in the possession, custody and control of CLECs who have yet to respond completely to BellSouth's discovery requests. BellSouth will supplement its response to this request when the discovery process is complete.
- (5) BellSouth continues to gather the information responsive to this request, much of which is in the possession, custody and control of CLECs who have yet to respond completely to BellSouth's discovery requests. BellSouth will supplement its response to this request when the discovery process is complete.

RESPONSE (Cont'd):

- b. (1) The information responsive to this request is contained in Attachment No. 1-2, which is proprietary and is being provided subject to the terms of the nondisclosure agreement in this proceeding.
- (2) The information responsive to this request is contained in Attachment No. 1-2, which is proprietary and is being provided subject to the terms of the nondisclosure agreement in this proceeding.
- (3) To the extent currently available to BellSouth, the information responsive to this request is contained in Attachment No. 1-2, which is proprietary and is being provided subject to the terms of the nondisclosure agreement in this proceeding.
- (4) BellSouth continues to gather the information responsive to this request, much of which is in the possession, custody and control of CLECs who have yet to respond completely to BellSouth's discovery requests. BellSouth will supplement its response to this request when the discovery process is complete.
- (5) BellSouth continues to gather the information responsive to this request, much of which is in the possession, custody and control of CLECs who have yet to respond completely to BellSouth's discovery requests. BellSouth will supplement its response to this request when the discovery process is complete.

SUPPLEMENTAL RESPONSE:

- a. (4) For information responsive to this request, see the list of discovery and documents listed below:
- AT&T's Responses to BellSouth's First Set of Interrogatories (Nos. 1-13)
 - ICG Telecom Group, Inc. Written Responses in Lieu of Deposition
 - MCI's Responses and Objections to BellSouth's First Set of Interrogatories (Nos. 1-13)
 - MCI's Second Supplemental Responses to BellSouth's First Set of Interrogatories (Nos. 1-13)
 - Memphis Networkx' Reply to Subpoena Duces Tecum
 - Time Warner Telecom of the MidSouth, LLC's Responses to BellSouth Telecommunications, Inc.'s Data Requests
 - XO Tennessee, Inc.'s Responses to BellSouth Telecommunications, Inc.'s First Set of Interrogatories and First Requests for Production of Documents
 - Cinergy Communications Company's Response to BellSouth Telecommunications, Inc.'s First Set of Interrogatories RE: Loop & Transport
 - The GeoResults GeoLit Plus™ Report

Level 3 and Qwest, identified in the exhibits filed March 1, 2004, will be removed in an errata.

- (5) See BellSouth's Supplemental Response to Item 1a.(4).

SUPPLEMENTAL RESPONSE (Cont'd):

- b. (4) See BellSouth's Supplemental Response to Item 1a.(4).
- (5) See BellSouth's Supplemental Response to Item 1a.(4).

REQUEST: For each specific route identified in your submission in this docket on January 2, 2004 for which CLECs are not impaired without access to BellSouth's unbundled transport, state and identify:

- a.
 - (1) whether the self-provisioning trigger has been met,
 - (2) each capacity level (i.e., DS 3, dark fiber) at which such trigger has been met,
 - (3) the carriers currently providing each such capacity level,
 - (4) the carriers deploying transport at each such capacity level and, in the case of DS 3 transport, which are operationally ready to use such transport,
 - (5) the "A" and "Z" locations on the route,
 - (6) whether BellSouth has identified the existence of fiber optic facilities and electronics at each endpoint but not determined the relevant service or capacity provided over those facilities,
 - (7) whether BellSouth has not determined whether actual circuits or paths at the relevant capacity are in existence between the two routes, and
 - (8) all documents, studies, or records showing that the self-provisioning trigger has been met.

REQUEST (Cont'd)

b.

- (1) whether the wholesale provisioning trigger has been met,
- (2) each capacity level (i.e., DS 1, DS 3, dark fiber) at which such trigger has been met,
- (3) the carriers currently providing each such capacity level,
- (4) the carriers currently providing each such capacity level, and which are operationally ready to use such transport, and which are willing immediately to provide such transport, on a widely available basis,
- (5) the "A" and "Z" locations on the route,
- (6) whether BellSouth has identified the existence of fiber optic facilities and electronics at each endpoint but not determined the relevant service or capacity provided over those facilities,
- (7) whether BellSouth has not determined whether actual circuits or paths at the relevant capacity are in existence between the two routes, and
- (8) all documents, studies, or records showing that the wholesale trigger has been met.

RESPONSE: BellSouth objects to this Interrogatory on the grounds that it is overly broad, unduly burdensome, and oppressive. BellSouth also objects to this interrogatory to the extent that it seeks confidential information that BellSouth cannot disclose under the FCC's Customer Proprietary Network Information ("CPNI") rules, 47 CFR §64.2007 or under nondisclosure agreements to which BellSouth is a party. BellSouth will only provide confidential information consistent with the FCC's rules and BellSouth-executed nondisclosure agreements.

RESPONSE (Cont'd):

Subject to these objections, and without waiving these objections,
BellSouth responds to this Interrogatory as follows:

- a. (1) The information responsive to this request is contained in Attachment Nos. 2-1 and 2-2, which are proprietary and are being provided subject to the terms of the nondisclosure agreement in this proceeding.
- (2) The information responsive to this request is contained in Attachment Nos. 2-1 and 2-2, which are proprietary and are being provided subject to the terms of the nondisclosure agreement in this proceeding.
- (3) To the extent currently available to BellSouth, the information responsive to this request is contained in Attachment No. 2-3, which is proprietary and is being provided subject to the terms of the nondisclosure agreement in this proceeding.
- (4) To the extent currently available to BellSouth, the information responsive to this request is contained in Attachment No. 2-3, which is proprietary and is being provided subject to the terms of the nondisclosure agreement in this proceeding.
- (5) The information responsive to this request is contained in Attachment Nos. 2-1 and 2-2, which are proprietary and are being provided subject to the terms of the nondisclosure agreement in this proceeding.
- (6) Yes
- (7) BellSouth cannot answer this Interrogatory because it is unclear what is being asked.

REQUEST (Cont'd):

- (8) BellSouth continues to gather the information responsive to this request, much of which is in the possession, custody and control of CLECs who have yet to respond completely to BellSouth's discovery requests. BellSouth will supplement its response to this request when the discovery process is complete.
- b.
 - (1) The information responsive to this request is contained in Attachment Nos. 2-2, 2-3, and 2-4, which are proprietary and are being provided subject to the terms of the nondisclosure agreement in this proceeding.
 - (2) The information responsive to this request is contained in Attachment Nos. 2-2, 2-3, and 2-4, which are proprietary and are being provided subject to the terms of the nondisclosure agreement in this proceeding.
 - (3) To the extent currently available to BellSouth, the information responsive to this request is contained in Attachment No. 2-1, which is proprietary and is being provided subject to the terms of the nondisclosure agreement in this proceeding.
 - (4) To the extent currently available to BellSouth, the information responsive to this request is contained in Attachment No. 2-1, which is proprietary and is being provided subject to the terms of the nondisclosure agreement in this proceeding.
 - (5) The information responsive to this request is contained in Attachment Nos. 2-2, 2-3, and 2-4, which are proprietary and are being provided subject to the terms of the nondisclosure agreement in this proceeding.
 - (6) Yes
 - (7) BellSouth cannot answer this Interrogatory because it is unclear what is being asked.

RESPONSE (Cont'd):

- (8) BellSouth continues to gather the information responsive to this request, much of which is in the possession, custody and control of CLECs who have yet to respond completely to BellSouth's discovery requests. BellSouth will supplement its response to this request when the discovery process is complete.

SUPPLEMENTAL RESPONSE:

- a. (8) For information responsive to this request, see the list of discovery responses below:
- AT&T's Responses to BellSouth's First Set of Interrogatories (Nos. 1-13)
 - KMC Telecom III, LLC's Responses to BellSouth Telecommunication's Subpoena Duces Tecum
 - MCI's Responses and Objections to BellSouth's First Set of Interrogatories (Nos. 1-13)
 - MCI's Second Supplemental Responses to BellSouth's First Set of Interrogatories (Nos. 1-13)
 - Memphis Network's Reply to Subpoena Duces Tecum
 - Time Warner Telecom of the MidSouth, LLC's Responses to BellSouth Telecommunications, Inc.'s Data Requests
 - XO Tennessee, Inc.'s Responses to BellSouth Telecommunications, Inc.'s First Set of Interrogatories and First Requests for Production of Documents
- b. (8) See BellSouth's Supplemental Response to Item 2a.(8).

REQUEST: For each transport route identified in your response to 2(a) as satisfying the self-provisioning trigger, identify each instance in which BellSouth has provisioned to any of the carriers identified as self-provisioning providers (i)UNE transport, (ii) UNE dark fiber or (iii) special access, between the "A" and "Z" locations on the route. Provide for each carrier, the number of circuits or elements for which BellSouth is currently billing the carrier, the type of service provided (i.e., UNE transport, UNE dark fiber, special access) and the capacity level of each circuit or element provisioned. Please provide any such list in an electronic format that may be manipulated (e.g., Word, Excel).

RESPONSE: BellSouth objects to this Interrogatory on the grounds that it is not relevant to the subject matter of this docket and is not reasonably calculated to lead to the discovery of admissible evidence. BellSouth further objects to this interrogatory on the grounds that it is overly broad, unduly burdensome, and oppressive. BellSouth also objects to this interrogatory to the extent that it seeks confidential information that BellSouth cannot disclose under the FCC's Customer Proprietary Network Information ("CPNI") rules, 47 CFR §64.2007 or under nondisclosure agreements to which BellSouth is a party. BellSouth will only provide confidential information consistent with the FCC's rules and BellSouth-executed nondisclosure agreements.

SUPPLEMENTAL RESPONSE:

Responsive information is provided in Attachment No. 3. This document is proprietary and is being provided subject to the protective agreement in this docket.

REQUEST: For each transport route identified in your response to 2(b) as satisfying the wholesale provision trigger, identify each instance in which BellSouth has provisioned to any of the carriers identified as wholesale providers (i) UNE transport, (ii) UNE dark fiber or (iii) special access, between the "A" and "Z" locations on the route. Provide for each carrier, the number of circuits or elements for which BellSouth is currently billing the carrier, the type of service provided (i.e., UNE transport, UNE dark fiber, special access) and the capacity level of each circuit or element provisioned. Please provide any such list in an electronic format that may be manipulated (e.g., Word, Excel).

RESPONSE: BellSouth objects to this Interrogatory on the grounds that it is not relevant to the subject matter of this docket and is not reasonably calculated to lead to the discovery of admissible evidence. BellSouth further objects to this interrogatory on the grounds that it is overly broad, unduly burdensome, and oppressive. BellSouth also objects to this interrogatory to the extent that it seeks confidential information that BellSouth cannot disclose under the FCC's Customer Proprietary Network Information ("CPNI") rules, 47 CFR §64.2007 or under nondisclosure agreements to which BellSouth is a party. BellSouth will only provide confidential information consistent with the FCC's rules and BellSouth-executed nondisclosure agreements.

SUPPLEMENTAL RESPONSE.

See BellSouth's Supplemental Response to Item No. 3.

Respectfully submitted this 26th day of March, 2004.

BELLSOUTH TELECOMMUNICATIONS, INC.

Guy Hicks
333 Commerce Street
Suite 2101
Nashville, TN 37201-3300
(615)214-6301

R. Douglas Lackey
Meredith E. Mays
Suite 4300
675 W. Peachtree St., NE
Atlanta, GA 30375
(404) 335-0747

531575

CERTIFICATE OF SERVICE

I hereby certify that on March 26, 2004, a copy of the foregoing document was served on the parties of record, via the method indicated:

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Henry Walker, Esquire
Boult, Cummings, et al.
414 Union Street, #1600
Nashville, TN 37219-8062
hwalker@boultcummings.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Charles B. Welch, Esquire
Farris, Mathews, et al.
618 Church St., #300
Nashville, TN 37219
cwelch@farrismathews.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Martha M. Ross-Bain, Esquire
AT&T
1200 Peachtree Street, Suite 8100
Atlanta, Georgia 30309
rossbain@att.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Timothy Phillips, Esquire
Office of Tennessee Attorney General
P. O. Box 20207
Nashville, Tennessee 37202
timothy.phillips@state.tn.us

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

H. LaDon Baltimore, Esquire
Farrar & Bates
211 Seventh Ave. N, # 320
Nashville, TN 37219-1823
don.baltimore@farrar-bates.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

James Wright, Esq.
United Telephone - Southeast
14111 Capitol Blvd.
Wake Forest, NC 27587
james.b.wright@mail.sprint.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Ms. Carol Kuhnnow
Qwest Communications, Inc.
4250 N. Fairfax Dr.
Arlington, VA 33303
Carol.kuhnnow@qwest.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Jon E. Hastings, Esquire
Boult, Cummings, et al.
P. O. Box 198062
Nashville, TN 37219-8062
jhastings@boultcummings.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Dale Grimes, Esquire
Bass, Berry & Sims
315 Deaderick St., #2700
Nashville, TN 37238-3001
dgrimes@bassberry.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Mark W. Smith, Esquire
Strang, Fletcher, et al.
One Union Square, #400
Chattanooga, TN 37402
msmith@sf-firm.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Nanette S. Edwards, Esquire
ITC^DeltaCom
4092 South Memorial Parkway
Huntsville, AL 35802
nedwards@itcdeltacom.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Guilford Thornton, Esquire
Stokes & Bartholomew
424 Church Street, #2800
Nashville, TN 37219
gthornton@stokesbartholomew.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Marva Brown Johnson, Esquire
KMC Telecom
1755 N. Brown Road
Lawrenceville, GA 30043
marva.johnson@kmctelecom.com

- ☐ Hand
- ☐ Mail
- ☐ Facsimile
- ☐ Overnight
- ☒ Electronic

Ken Woods, Esquire
MCI WorldCom
6 Concourse Parkway, #3200
Atlanta, GA 30328
Ken.woods@mci.com

A handwritten signature in black ink, consisting of a series of loops and a long horizontal stroke, positioned above a solid horizontal line.